

SEBEKA ORDINANCE 2025-02  
PREDATORY OFFENDERS - RESIDENCY RESTRICTIONS, SAFETY ZONES AND  
PROHIBITED ACTIVITY.

A. PURPOSE AND INTENT. The City of Sebekka finds and declares that Predatory offenders present an extreme threat to public safety. Predatory offenders are likely to use physical violence and to repeat their offenses, and most predatory offenders commit many offenses, have many more victims than are ever reported, and are prosecuted for only a fraction of their crimes. This makes the cost of predatory offender victimization to society at large, while incalculable, unmistakably steep. It is the intent of this ordinance to serve the City's compelling interest to promote, protect and improve the health, safety and welfare of the citizens of the City of Sebekka by imposing residency restrictions upon predatory offenders and creating safety zones around locations where vulnerable populations regularly congregate in concentrated numbers wherein certain predatory offenders are prohibited from establishing temporary or permanent residence and wherein access by predatory offenders shall be restricted and excluded.

B. DEFINITIONS. For the purpose of this Section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CHILDREN. Two or more persons under the age 18 and also includes individuals under age 21 who are in foster care.

CARE FACILITY. Any facility, public or private, licensed by the State of Minnesota or Wadena County, which for gain or otherwise regularly provides one or more persons with care, training, supervision, habilitation or developmental guidance on a regular basis in a place other than the person's own residence.

DESIGNATED PREDATORY OFFENDER. Any person who has been categorized as a Level III predatory offender under Minnesota Statutes Section 244.052, a successor statute, or a similar statute from another state in which that person's risk assessment indicates a high risk of re-offense.

FACILITIES FOR CHILDREN. All public parks, parkways, park facilities, parkland, public or private schools, preschools, designated public school bus stops, libraries, group homes, foster homes, day care and child care facilities, public recreation centers, non-profit or commercial recreation centers, public or private playgrounds, public or commercial swimming pools, public beaches, youth centers, athletic fields used by children, crisis center or shelter, care facility, skate park or rink, movie theaters, bowling alley, facilities for children's clubs e.g. scouting, public recreational areas and trails including conservation areas, jogging trails, hiking trails, walking trails, bicycle trails, Offices for Child Protective Services, place of assembly, and specialized schools for children including, but not limited to, tutoring, gymnastics, dance, and music schools.

PERMANENT RESIDENCE. A place where a person abides, lodges, or resides for 14 or more consecutive days. An ownership interest by the person in such residence is not required.

PLACE OF ASSEMBLY. A place of assembly, church, synagogue, temple, mosque or other facility that is used for prayer by persons of similar beliefs or a special purpose building that is designed or particularly adapted for the primary use of conducting, on a regular basis, religious services and associated accessory uses by a religious congregation.

PUBLIC OR PRIVATE SCHOOLS. Establishments primarily engaged in providing instructional services to preschool, elementary or secondary students with a curriculum that complies with state regulations, including public schools governed by an elected school board, private schools and charter schools.

TEMPORARY RESIDENCE. A place where a person abides, lodges, or resides for a period of 14 or more days in the aggregate during any calendar year, and which is not the person's permanent address or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive or nonconsecutive days in any month, and which is not the person's permanent residence.

SHELTER. A location provided for victims of domestic violence, assault or sexual assault and children to reside while recovering from or seeking protection from instances of domestic violence, assault or sexual assault.

#### C. PROHIBITION; PENALTIES; EXCEPTIONS.

1. Prohibited location of residence. It is unlawful for any designated predatory offender to establish a permanent residence or temporary residence within 300 feet of any Care Facility, Facility for Children, or Shelter.

2. Prohibited presence in safety zone. It is unlawful for any designated predatory offender to be present within 100 feet of any Care Facility, Facility for Children, or Shelter.

3. Prohibited Activity. It is unlawful for any designated predatory offender to participate in a holiday event involving children, such as distributing candy or other items to children on Halloween, wearing a Santa Claus costume on or preceding Christmas, or wearing an Easter Bunny costume on or preceding Easter. Holiday events in which the offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this paragraph.

4. Measurement of distance. For purposes of determining the minimum distance of separation, the requirement shall be measured by following a straight line from the outer property line of the permanent or temporary residence to the nearest outer property line of the Care Facility, Facility for Children, or Shelter.

5. Violations. A designated predatory offender who violates this ordinance shall be deemed guilty of a misdemeanor. Each day a designated predatory offender maintains a residence in violation of this ordinance constitutes a separate violation.

6. Exceptions. A designated predatory offender residing within a prohibited location as described herein does not commit a violation of this ordinance if any of the following apply:

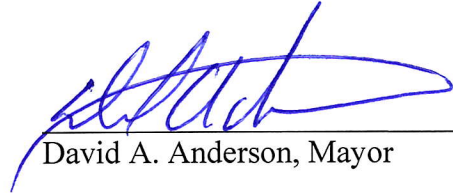
(a) The designated predatory offender established the permanent residence and reported and registered the residence pursuant to Minnesota Statutes sections 243.166 and 243.167, or a successor statute, prior to the adoption of this ordinance. Time spent in the Wadena County Jail, Psychiatric or Chemical Dependency Treatment Center, Hospital, Half-way House, or other facility shall not constitute prior permanent residency.

(b) The Care Facility, Facility for Children, or Shelter within 300 feet of the designated predatory offender's permanent residence was opened after the designated predatory offender established the permanent residence and reported and registered the residence pursuant to Minnesota Statutes sections 243.166 and 243.167, or a successor statute.

(c) The residence is a property purchased, leased, or contracted with and licensed by the State of Minnesota as a Chemical Dependency Treatment facility which has onsite staffing 24 hours a day, as well as the Wadena County Jail.

This ordinance is effective upon passage and publication.

Passed by the Sebeka City Council, this 18<sup>th</sup> day of November 2025.

  
David A. Anderson, Mayor

Attested:

  
Cheryl Hahn, City Administrator

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**CITY OF SEBEKA**  
**Notice of Adoption of**  
**New Ordinance 2025-02**

The Sebekia City Council adopted Ordinance No. 2025-02 at its regular meeting on November 18, 2025 at Sebekia City Hall. The ordinance establishes residency limits and safety zones for certain Level III predatory offenders, and restrict participation in child-focused holiday activities. Violations would be a misdemeanor, with some exceptions.

A full copy of the proposed ordinance is available at Sebekia City Hall and at [www.cityofsebekia.org](http://www.cityofsebekia.org). This ordinance is in effect as of the date of this publication.

**Cheryl Hahn,**  
**City Administrator,**  
**City of Sebekia,**  
**November 26, 2025**

12-3c

